

# KATTEN MUCHIN & ZAVIS

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WRITER'S DIRECT DIAL NUMBER  
902-5275

10404

April 22, 1988

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

RECEIVED

APR 26 1988 1124-88

Region V  
Freedom of Information Officer  
United States Environmental Protection Agency  
230 S. Dearborn  
Chicago, Illinois 60604

OFFICE OF  
PUBLIC AFFAIRS 5-60

RE: 9th Avenue Dump, Gary Indiana/  
U.S. Scrap, Chicago, Illinois

Dear Sir/Madam:

We represent Handschy Industries, Inc. ("Handschy") in conjunction with a notice of potential liability directed to our client from the United States Environmental Protection Agency. Pursuant to the Freedom and Information Act, 5 U.S.C. Section 552, and 40 C.F.R. Part 2, I respectfully request information relating to Handschy. Specifically, I request:

1. All documents relating to the issuance of the March 9, 1988, letter from Mary Gade, Acting Director, Office of Superfund, to Handschy, a copy of which is enclosed.

2. All documents relating to the investigation of the circumstances surrounding the alleged presence of hazardous substances in or around the 9th Avenue Dump, Gary, Indiana and U.S. Scrap, Chicago, Illinois (the "Sites"). See attached letter.

3. All documents relating to any potential or actual application of the hazardous ranking system to the Sites. 40 C.F.R. Part 300, Appendix A.

4. All documents reflecting any connection between Handschy and the Sites.

5. All documents used by USEPA for the inclusion of Handschy on the PRP list attached to USEPA's letter of March 9, 1988.

US EPA RECORDS CENTER REGION 5



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6. All documents that indicate Handschy's potential liability for the remedial activity necessary to be performed at the Sites.

For purposes of this request: (a) "documents" includes, without limitation, the original or copies of any preliminary, draft or final handwritten or typed paper, letter or other correspondence, notes, work papers, maps, sketches, diagrams, microfilm, computer tape or printout, or any portion of the above; and (b) "relating to" means refers to or in any way, or legally, logically, or factually connected.

I request that the person(s) to whom this request is assigned call me at the above telephone number upon receipt of this letter. I wish to discuss the most expeditious method of response. Also, please contact me prior to gathering documents in response to this request if charges to Handschy will total more than \$100.

Very truly yours,

  
Anthony G. Giglio

AGG/lp

cc: USEPA Freedom of Information Officer A-101  
401 19th Street N.W.  
Washington, D.C. 20460

Mr. Edward Kowalski  
Regional Counsel  
Region V USEPA  
230 South Dearborn Street  
Chicago, IL 60604

Ms. Susan Swales  
(5HE-12)  
Waste Management Division  
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FROM KATTEN, MUCHIN & ZABIS		CONTROL NO. 1124-88	
SUBJECT AND DATE  FREEDOM OF INFORMATION  <i>Kawark</i>		DATE REC'D 4-26-88	
		DUE DATE 5-10-88	
REFERRED (1) SUPERFUND	(2) <i>Elam</i>	(3)	(4)
DATE 4-26-88			
REPLY SENT TO If fee is charged, copy to FMB		DATE RELEASED	
REMARKS  Signature: Division Director or Branch Chief DD or RA (Denial) ORC Concurrence Required  Copy to: Public Affairs		ACKNOWLEDGED - DATE  <input type="checkbox"/>	
		NO ANSWER NEEDED  <input type="checkbox"/> (Explain in remarks)	

EPA Form 5180-1 (6-72)  
REPLACES FWPCA FORM 72 AND  
HEW-73 WHICH MAY NOT BE USED.  
\* GPO: 1983-418-620

(Remove this copy only, do not separate remainder.)

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